

UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION

NICOLE TAYLOR REED, )  
                            )  
                            Plaintiff, )  
                            )  
v.                        )  
                            ) CIVIL ACTION NO.  
BIG LOTS STORES, INC., )  
                            ) 2:06-CV-00380-MHT  
                            Defendant. )  
                            )  
                            )

**DEFENDANT BIG LOTS STORES, INC.'S**  
**MOTION FOR SUMMARY JUDGMENT**

Defendant Big Lots Stores, Inc. (“Big Lots”), by and through its undersigned counsel and pursuant to Rule 56 of the Federal Rules of Civil Procedure, hereby files and serves its Motion for Summary Judgment. Big Lots respectfully maintains there is no genuine issue as to any material fact and, through this Motion, seeks to dismiss all claims asserted against it by Plaintiff.

In support of its Motion, Big Lots relies upon its Memorandum of Law in Support of Motion for Summary Judgment and Statement of Undisputed Material Facts, filed contemporaneously with this Motion. Big Lots moves this Court to grant its Motion for Summary Judgment and dismiss all claims in this action with prejudice.

Respectfully submitted this 16<sup>th</sup> day of March, 2007.

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BIG LOTS STORES, INC.

UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION

NICOLE TAYLOR REED, )  
                            )  
                            Plaintiff, )  
                            )  
v.                        )  
                            ) CIVIL ACTION NO.  
BIG LOTS STORES, INC., )  
                            ) 2:06-CV-380-MHT  
                            Defendant. )  
                            )  
                            )

**CERTIFICATE OF SERVICE**

I hereby certify I have served Plaintiff with the foregoing **DEFENDANT BIG LOTS STORES, INC.'S MOTION FOR SUMMARY JUDGMENT** by causing a copy to be sent via certified mail, return receipt requested, to:

Nicole Taylor Reed  
1148 Barley Drive  
Montgomery, AL 36111

This 16<sup>th</sup> day of March, 2007.

/s/ Joseph T. Carpenter  
Joseph T. Carpenter  
Alabama Bar No. 5114C59J